



1 hearing based on risk of flight and danger to the community. Defendant submits  
2 on the recommendation of detention.

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4 II.  
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6 Pursuant to Federal Rule of Criminal Procedure 32.1(a)(6) and 18 U.S.C. §  
7 3143(a) following Defendant's arrest for alleged violation(s) of the terms of  
8 Defendant's  probation /  supervised release,

9 The Court finds that :

10 A.  Defendant has not carried his burden of establishing by clear  
11 and convincing evidence that Defendant will appear for further proceedings as  
12 required if released [18 U.S.C. § 3142(b-c)]. This finding is based on:

- 13  Allegations in petition which include failing to report changes  
14 in residence or employment within 10 days; defendant failed to report to his  
15 Probation Officer on May 16, 2014 and his whereabouts were unknown until  
16 his arrest for the pending violation petition.
- 17  unknown bail resources
- 18  unverified background information
- 19  history of alcohol abuse
- 20  history of non-compliance
- 21  subsequent felony conviction while on supervision.

22 B.  Defendant has not carried his burden of establishing by clear  
23 and convincing evidence that Defendant will not endanger the safety of any  
24 other person or the community if released [18 U.S.C. § 3142(b-c)]. This  
25 finding is based on:

- 26  criminal history
- 27  history of alcohol abuse
- 28  current violation status

1            mental health issues, including multiple suicide attempts  
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3           III.

4           IT IS THEREFORE ORDERED that the defendant be detained pending  
5 further proceedings.  
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Dated: December 19, 2016  
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/s/  
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ALKA SAGAR  
UNITED STATES MAGISTRATE JUDGE  
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